IN THE HIGH COURT OF UTTARANCHAL AT NAINITAL

Writ Petition No. 686 of 2006 (M/B)

1. Mahendra S/o Pooran
2. Smt. Kiran W/o Mahendra
   Both R/o Gomtipura Budhwa Saheed,
   Report Chauki Buggawala,
   P.S. Ranipur, District Haridwar. ..... Petitioners

Versus

1. State of Uttaranchal
2. Senior Superintendent of Police,
   District Haridwar.
3. S.H.O. of P.S. Ranipur,
   District Haridwar.
4. Sewa Ram S/o Mangat Singh,
   R/o Gomtipura Budhwa Saheed,
   Report Chauki Buggawala,
   P.S. Ranipur, District Haridwar. ..... Respondents

Mr. K.S. Verma, Advocate for the petitioners.
Mr. D.K. Sharma, Government Advocate for respondents Nos. 1 & 3.

JUDGMENT

Coram: Hon'ble Rajeev Gupta, C.J.
Hon'ble Prafulla C. Pant, J.

RAJEEV GUPTA, C. J. (Oral)

Mr. K.S. Verma, Advocate for the petitioners.

Mr. D.K. Sharma, Government Advocate for respondents Nos. 1 & 3.

2. Mr. D.K. Sharma, the learned Government Advocate submits that petitioner No. 1 Mahendra has been arrested by the police during the pendency of the writ petition and the Investigating Officer, after the completion of the investigation of the case, has come to the conclusion that no case worth filing charge sheet is made out against petitioner No. 2 Smt. Kiran.

3. The writ petition, so far as it relates to petitioner No. 1 Mahendra, has now become infructuous on account of his arrest by the police.

4. In this view of the matter, it is directed that the police shall not take any coercive steps for the arrest of petitioner No. 2 Smt. Kiran till the filing of the charge sheet / final report before the court concerned.

5. With the above direction, the writ petition stands disposed of.

6. With the above order, CLMA No. 6988 of 2006 also stands disposed of.

(Prafulla C. Pant, J.) 19.06.2006

(Rajeev Gupta, C. J.) 19.06.2006

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